

IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
BRYSON CITY DIVISION

CRIMINAL NO. 2:06CR12-4

UNITED STATES OF AMERICA      )  
                                    )  
                                    )  
VS.                              )      ORDER OF DISMISSAL  
                                    )  
                                    )  
MICHAEL DENNIS HERBERT,      )  
a/k/a Michael Dennis Hebert    )  
                                    )  
\_\_\_\_\_ )

**THIS MATTER** is before the Court on the Government's motion to dismiss the indictment as to the captioned Defendant.

For the reasons stated in the motion,

**IT IS, THEREFORE, ORDERED** that the Government's motion to dismiss is **ALLOWED**, and the indictment herein is **DISMISSED** as to this Defendant only.

Signed: August 14, 2006

  
Lacy H. Thornburg  
United States District Judge  
